

Applicant(s) or Patentee(s): David C. May Attorney Docket No. 1020-0501

Appl. or Patent No. 09/166,625

Filed or Issued: October 5, 1998

For: **HIGHLY DRAPABLE PROTECTIVE COVER HAVING ULTRATHIN NON-WOVEN ABSORBENT**

**Verified Statement (Declaration) Claiming Small Entity Status
(37 C.F.R. §§ 1.9(d) and 1.27(c)) – Small Business Concern**

I hereby declare that I am

- ☐ the owner of the small business concern identified below:
☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF SMALL BUSINESS CONCERN D.C. May Corporation

ADDRESS OF SMALL BUSINESS CONCERN 215 Morris Street, Durham, North Carolina 27702

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 C.F.R. § 121.3-18, and reproduced in 37 C.F.R. § 1.9 (d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled **HIGHLY DRAPABLE PROTECTIVE COVER HAVING ULTRATHIN NON-WOVEN ABSORBENT** by inventor(s) David C. May described in

- ☐ the specification filed herewith
☒ application no. 09/166,625, filed October 5, 1998
☐ patent no. _____, issued _____

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 C.F.R. § 1.9(c) if that person made the invention or by any concern which would not qualify as a small business concern under 37 C.F.R. § 1.9(d) or a nonprofit organization under 37 C.F.R. § 1.9(e).

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 C.F.R. § 1.27)

NAME _____
ADDRESS _____

() INDIVIDUAL () SMALL BUSINESS CONCERN () NONPROFIT ORGANIZATION

NAME _____
ADDRESS _____

() INDIVIDUAL () SMALL BUSINESS CONCERN () NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. § 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING David C. May
TITLE IN ORGANIZATION President
ADDRESS OF PERSON SIGNING 215 Morris Street, Durham, North Carolina, 27702

SIGNATURE [Signature] DATE 11-12-98



#3

DECLARATION AND POWER OF ATTORNEY

As below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **HIGHLY DRAPABLE PROTECTIVE COVER HAVING ULTRATHIN NON-WOVEN ABSORBENT LAYER**, the specification of which is set forth in a patent application filed in the United States Patent and Trademark Office on **October 5, 1998**, and having Application No. **09/166,625**.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulation, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

<u>08/576,112</u>	<u>12/21/95</u>	<u>Patented (Patent No. 5,816,305)</u>
(Application Serial No.)	(Filing Date)	(Status) (Patented, Pending, Abandoned)

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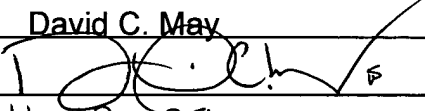
I hereby appoint the following to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

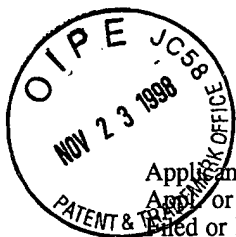
Paul J. Maginot, Registration No. 34,984
Bradford G. Addison, Registration No. 41,486
Harold C. Moore, Registration No. 37,892
Jeffrey B. Huter, Registration No. 41,086
Shawn D. Bauer, Registration No. 41,603

Address all telephone calls to: Bradford G. Addison at (317) 638-2922

Address all correspondence to: Maginot, Addison & Moore
Bank One Center/Tower
111 Monument Circle, Suite 3000
Indianapolis, Indiana 46204

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole inventor: David C. May
Inventor's signature: 
Date: 11-12-98
Residence: 3543 Hamstead Court
Durham, North Carolina 27702
Citizenship: United States of America
Post Office Address: same as above



Applicant or Patentee: David C. May Attorney Docket No: 1020-0501
Applicant or Patent No.: 09/166,625
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For: **HIGHLY DRAPABLE PROTECTIVE COVER HAVING ULTRATHIN NON-WOVEN**
ABSORBENT LAYER

Verified Statement (Declaration) Claiming Small Entity Status
(37 C.F.R. §§ 1.9(c) and 1.27(b)) - Independent Inventor

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 C.F.R. § 1.9(c) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, with regard to the invention entitled **HIGHLY DRAPABLE PROTECTIVE COVER HAVING ULTRATHIN NON-WOVEN**
ABSORBENT LAYER described in

☐ the specification filed herewith
☒ application no. 09/166,625, filed October 5, 1998
☐ patent no. _____, issued _____

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 C.F.R. § 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 C.F.R. § 1.9(d) or a nonprofit organization under 37 C.F.R. § 1.9(e).

Each person, concern or organization to which I have assigned, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

☐ no such person, concern, or organization
☒ persons, concerns or organizations listed below*

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 C.F.R. § 1.27)

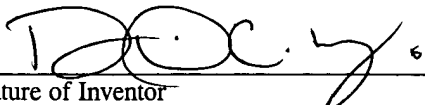
NAME D.C. May Corporation
ADDRESS 215 Morris Street, Durham, North Carolina 27702
() INDIVIDUAL (X) SMALL BUSINESS CONCERN () NONPROFIT ORGANIZATION

NAME _____
ADDRESS _____
() INDIVIDUAL () SMALL BUSINESS CONCERN () NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. § 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

David C. May
Name of Inventor


Signature of Inventor

Date: 11-12-98